

PRESIDENT: Well the bill has been read, Senator. I'm not sure that a motion to hold over is in order. Why don't we see what the vote is. The question is shall LB 90A pass. State your point.

SENATOR DeCAMP: Mr. President, we passed a rule, what a week or two ago, that put the burden upon the Appropriations Committee Chairman. I'm not trying to create problems,....

PRESIDENT: State the point of order.

SENATOR DeCAMP: ...for him to make a ruling on this very thing that you're making ruling on. I think we passed a new rule.

PRESIDENT: I beg your pardon.

SENATOR DeCAMP: We passed a new rule that deals with this specific problem.

PRESIDENT: Did the people do it by the Constitution?

SENATOR DeCAMP: Would you read the rule, Mr. Clerk.

PRESIDENT: Well I'll read the Constitution. It's in the Constitution. The Constitution says that it takes 30 votes to increase any matter in the Governor's budget.

SENATOR DeCAMP: But who makes the determination as to whether this is an increase in the Governor's budget? I think that is what we established in the new rule. That is the burden we put upon the Appropriations Committee.

PRESIDENT: Well but the question is shall LB 90A pass, that is the question before us. There isn't any question about the number that it takes now. The question then is whether it does pass after the votes are in.

SENATOR DeCAMP: The point is we established a procedure and I think we should deal with that before we have a vote, find out exactly where we're going here.

PRESIDENT: I think we ought to vote on the matter. Then whether or not it passes would be governed by the other matter. But we still have to vote on it. The question is shall LB 90A pass. Record your vote. Have you all voted? Have you all voted? Record. Read the vote.

ASSISTANT CLERK: Read record vote found on pages 1421 and 1422 of the Journal. 25 votes, 13 nays, 8 excused and not voting, 3 present and not voting, Mr. President.

PRESIDENT: Senator Warner, are you prepared to speak for the Appropriations Committee?

SENATOR WARNER: Mr. President, the Committee has not met specifically, which I'll take responsibility for not having anticipated this coming up this morning. I can, I think, factually state that this amount of money was not included for this purpose in the Governor's budget, as it had been presented to the Committee. I don't think there is any argument about that. On that basis, it would appear to be 30 votes.